

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

RONALD A. KATZ TECHNOLOGY  
LICENSING, L.P.,

Plaintiff,

v.

American International Group, Inc.; AIG Retirement  
Services, Inc.; 21st Century Insurance Group; 21st  
Century Insurance Company; 21st Century Casualty  
Company; AIG Marketing, Inc.; AIG SunAmerica  
Asset Management Corp.; AIG Annuity Insurance  
Company; AIG Federal Savings Bank; The United  
States Life Insurance Company in the City of New  
York; AIG Life Insurance Company; American  
General Assurance Company; American General  
Indemnity Company; American General Life and  
Accident Insurance Company; American General Life  
Insurance Company; The Variable Annuity Life  
Insurance Company; VALIC Financial Advisors, Inc.;  
VALIC Retirement Services Company; National City  
Corporation; National City Bank; National City Bank  
of Indiana; Wilmington Trust Company; Wilmington  
Brokerage Services Company; Aquila, Inc.; DHL  
Holdings (USA) Inc.; DHL Express (USA), Inc.; Sky  
Courier, Inc.; CIGNA Corporation; CIGNA Health  
Corporation; CIGNA HealthCare of Delaware, Inc.;  
Tel-Drug, Inc.; Tel-Drug of Pennsylvania, LLC,

Defendants.

C.A. No. 06-547

DEMAND FOR JURY TRIAL

**AFFIDAVIT OF MAILING  
PURSUANT TO D. DEL. LR 4.1(B)**

STATE OF DELAWARE )  
 ) SS.  
COUNTY OF NEW CASTLE )

John M. Seaman, being duly sworn, deposes and says:

1. I am an attorney for the plaintiff in the above-captioned action and am duly authorized to make this affidavit on its behalf and to represent the facts set forth herein.

2. Pursuant to 10 *Del. C.* § 3104, on September 6, 2006, the Secretary of State of the State of Delaware was served with a true and correct copy of the Complaint with accompanying Summons in this action on behalf of each of the following defendants: National City Bank National City Bank of Indiana; Tel-Drug, Inc.; and Tel-Drug of Pennsylvania, LLC.

3. On September 7, 2006, I caused a copy of the Complaint with accompanying Summons to be sent by registered mail, return receipt requested, together with a letter stating the information required by 10 *Del. C.* § 3104(d), to each of the defendants at the addresses indicated below:

National City Bank  
1900 East Ninth Street  
Cleveland, OH 44114


National City Bank of Indiana  
One Merchants Plaza  
Indianapolis, IN 46204

Tel-Drug, Inc.  
4901 North Fourth Avenue  
Sioux Falls, SD 57104

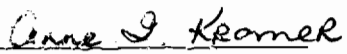
Tel-Drug of Pennsylvania, LLC  
206 Welsh Road  
Horsham, PA 19044

Copies of those letters are attached hereto as Exhibit A.

4. The Complaint with accompanying Summonses and related papers were received by defendants between September 9 and 13, 2006, as evidenced by the return postal receipts attached hereto as Exhibit B.

  
John M. Seaman (I.D. No. 3863)

SWORN TO AND SUBSCRIBED before me this 18<sup>th</sup> day of September, 2006.

  
Notary Public

**ANNE I. KRAMER  
NOTARY PUBLIC  
STATE OF DELAWARE  
My Commission Expires Dec. 4, 2009**

## **EXHIBIT A**

BOUCHARD MARGULES & FRIEDLANDER

A PROFESSIONAL CORPORATION

SUITE 1400

222 DELAWARE AVENUE

WILMINGTON, DELAWARE 19801

(302) 573-3500

FAX (302) 573-3501

ANDRE G. BOUCHARD  
JOEL FRIEDLANDER  
DAVID J. MARGULES

JOHN M. SEAMAN  
DOMINICK T. GATTUSO  
JAMES G. McMILLAN, III  
SEAN M. BRENECKE

September 7, 2006

**BY REGISTERED MAIL,**  
**RETURN RECEIPT REQUESTED**

National City Bank  
1900 East Ninth Street  
Cleveland, OH 44114

Re: *Ronald A. Katz Technology Licensing, L.P. v. American  
International Group, Inc. et al., D. Del., C.A. No. 06-547*

Dear National City Bank:

This letter constitutes notice under 10 *Del. C.* § 3104 that suit has been instituted against you in the United States District Court for the District of Delaware.

Please be advised that the original Summons and Complaint have been served upon the Secretary of State for the State of Delaware in lieu of personal service upon you, and that under the provisions of 10 *Del. C.* § 3104 such service is as effectual to all intents and purposes as if it had been made upon you personally within the State of Delaware.

Enclosed is a copy of the Summons and Complaint, which explain the basis of the lawsuit against you.

Sincerely,



John M. Seaman

Enclosures

BOUCHARD MARGULES & FRIEDLANDER

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SEAN M. BRENNECKE

September 7, 2006

**BY REGISTERED MAIL,**  
**RETURN RECEIPT REQUESTED**

National City Bank of Indiana  
One Merchants Plaza  
Indianapolis, IN 46204

Re: *Ronald A. Katz Technology Licensing, L.P. v. American  
International Group, Inc. et al.*, D. Del., C.A. No. 06-547

Dear National City Bank of Indiana:

This letter constitutes notice under 10 *Del. C.* § 3104 that suit has been instituted against you in the United States District Court for the District of Delaware.

Please be advised that the original Summons and Complaint have been served upon the Secretary of State for the State of Delaware in lieu of personal service upon you, and that under the provisions of 10 *Del. C.* § 3104 such service is as effectual to all intents and purposes as if it had been made upon you personally within the State of Delaware.

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John M. Seaman

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September 7, 2006

**BY REGISTERED MAIL,**  
**RETURN RECEIPT REQUESTED**

Tel-Drug, Inc.  
4901 North Fourth Avenue  
Sioux Falls, SD 57104

Re: *Ronald A. Katz Technology Licensing, L.P. v. American  
International Group, Inc. et al., D. Del., C.A. No. 06-547*

Dear Tel-Drug, Inc.:

This letter constitutes notice under 10 *Del. C.* § 3104 that suit has been instituted against you in the United States District Court for the District of Delaware.

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John M. Seaman

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September 7, 2006

**BY REGISTERED MAIL,**  
**RETURN RECEIPT REQUESTED**

Tel-Drug of Pennsylvania, LLC  
206 Welsh Road  
Horsham, PA 19044

Re: *Ronald A. Katz Technology Licensing, L.P. v. American  
International Group, Inc. et al., D. Del., C.A. No. 06-547*

Dear Tel-Drug of Pennsylvania, LLC:

This letter constitutes notice under 10 *Del. C.* § 3104 that suit has been instituted against you in the United States District Court for the District of Delaware.

Please be advised that the original Summons and Complaint have been served upon the Secretary of State for the State of Delaware in lieu of personal service upon you, and that under the provisions of 10 *Del. C.* § 3104 such service is as effectual to all intents and purposes as if it had been made upon you personally within the State of Delaware.

Enclosed is a copy of the Summons and Complaint, which explain the basis of the lawsuit against you.

Sincerely,



John M. Seaman

Enclosures



## **EXHIBIT B**

UNITED STATES POSTAL SERVICE

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

JOHN SEAMAN, ESQ.  
BOUCHARD MARQUES + FRIEDLANDER  
222 DELAWARE AVE  
SUITE 1440  
WILMINGTON, DE 19801



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature  X <i>Mark Weininger</i> <input type="checkbox"/> Agent Addressee</p>	
<p>1. Article Addressed to:</p> <p>NATIONAL CITY BANK OF INDIANA  ONE MERCHANTS PLAZA  INDIANAPOLIS, IN 46204</p>		<p>B. Received by (Printed Name)</p> <p>C. Date of Delivery  9-11</p>	
<p>2. Article Number  (Transfer from service label)</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>PS Form 3811, August 2001</p>		<p>Domestic Return Receipt 102595-02 M-1540</p>	

UNITED STATES POSTAL SERVICE		First-Class Mail Postage & Fees Paid USPS Permit No. G-10	
<p>• Sender: Please print your name, address, and ZIP+4 in this box •</p> <p>JOHN SEAMAN, ESQ  BOUCHARD MARGULES + FRIEDLANDER  220 DELAWARE AVE  SUITE 1440  WILMINGTON, DE 19801</p>			



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		A. Signature <i>Joyce Walker</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: TEL - DRUG, INC 4901 NORTH FOURTH AVENUE SIOUX FALLS, S.D. 57104		B. Received by (Printed Name) <i>Joyce Walker</i>	C. Date of Delivery 9/13/06
2. Article Number (Transfer from service label)		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, August 2001		Domestic Return Receipt 102595-02-M-1540	

UNITED STATES POSTAL SERVICE

SIoux FALLS SD 57104-1001

First Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

JOHN SEAMAN IESQ  
BOUGHARD MARQUEES + FRIEDLANDER  
222 DELAWARE AVE  
SUITE 1440  
WILMINGTON, DE 19801

6003



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<div style="border: 1px solid black; padding: 5px;"> <p>A. Signature  <div style="display: flex; justify-content: space-between; align-items: center;"> <span style="font-size: 2em;">x</span> <span><i>P. Brusha</i></span> <div style="text-align: right;"> <input checked="" type="checkbox"/> Agent  <input type="checkbox"/> Addressee </div> </div> </p> </div> <div style="display: flex; justify-content: space-between; border-top: 1px solid black; border-left: 1px solid black; border-right: 1px solid black; padding: 5px;"> <div style="width: 45%;"> <p>B. Received by (Printed Name)  <i>P. Brusha</i> </p> </div> <div style="width: 50%;"> <p>C. Date of Delivery  <i>9/9</i> </p> </div> </div> <div style="border-top: 1px solid black; padding: 5px;"> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No </p> </div>
<p>1. Article Addressed to:</p> <p style="font-size: 1.2em; margin-top: 20px;"><i>TEL DRUG OF PENNSYLVANIA</i></p> <p style="font-size: 1.2em; margin-top: 10px;"><i>206 WELSH ROAD</i></p> <p style="font-size: 1.2em; margin-top: 10px;"><i>HORSHEAM, PA 19044</i></p>	<div style="border: 1px solid black; padding: 5px;"> <p>3. Service Type</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Certified Mail  <input checked="" type="checkbox"/> Registered  <input type="checkbox"/> Insured Mail </div> <div> <input type="checkbox"/> Express Mail  <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> C.O.D. </div> </div> </div> <div style="border-top: 1px solid black; padding: 5px;"> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> </div>
<p>2. Article Number</p> <p style="margin-top: 10px;"><i>(Transfer from service label)</i></p>	
<div style="display: flex; justify-content: space-between;"> <span>PS Form 3811, August 2001</span> <span>Domestic Return Receipt</span> <span>402595-02-M-1540</span> </div>	

[illegible]